

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

DARYL M. PAYTON, and
BENJAMIN DURANT, III,

Defendants.

Civil Action No. 14-cv-04644-JSR

ECF CASE

**PLAINTIFF SECURITIES AND EXCHANGE COMMISSION'S
MOTION *IN LIMINE* TO PRECLUDE ADMISSION OF
IRRELEVANT, INADMISSIBLE, AND UNDULY PREJUDICIAL EVIDENCE**

Plaintiff Securities and Exchange Commission (the "Commission"), by and through its undersigned counsel, hereby respectfully moves the Court *in limine* to Preclude Admission of Irrelevant, Inadmissible, and Unduly Prejudicial Evidence, and asks that the Court grant the relief set forth in the accompanying proposed form of order.

Dated: September 14, 2015

Respectfully Submitted,

SECURITIES AND EXCHANGE COMMISSION

s/_____
David L. Axelrod
Scott A. Thompson
Catherine E. Pappas
A. Kristina Littman
Counsel for Plaintiff
One Penn Center
1617 JFK Blvd, Suite 520
Philadelphia, PA 19103
(215) 597-3100